

URGE PAROLE OF OF LIFE PRISONERS

(Continued From First Page.)

power and responsibility of one man. To them each State government is as a city of refuge. One of the great questions to-day is whether government shall control the corporations or the corporations the government.

Not Versed in Law.

It is a deplorable fact that generally throughout this country the judges presiding in the trials of criminal cases in courts of record are not sufficiently versed in criminal law. This branch of law is thoroughly distinct from civil law as admiralty law is from ecclesiastical law.

Judge Taft, in his address on the administration of criminal law, in June, 1905, before the Law School, called attention to the small proportion of murderers that were punished. Possibly this is due in a degree to the lack of courage on the part of jurors. It seems as though better results are secured in States that have abolished the death penalty.

Harry Thaw's Case.

The case of Harry K. Thaw, the murderer of Stanford White, has called the attention of the whole civilized world to the insane criminal. It is the fact that the insane criminal is a person against whom society is doubly in need of protection, and that the laws of the Empire State are inadequate to secure proper confinement for such an insane criminal. That Thaw committed the act was unquestioned. That he knew the nature and quality of the act, and that he knew that the act was wrong was undisputed. The jury acquitted him on the ground of insanity. The court, deeming his discharge dangerous to the public peace and safety, committed him to the Matteawan State Hospital for Insane Criminals.

"After Thaw had been confined a short time in Matteawan Hospital, he was brought up on a writ of habeas corpus, and by oral direction of the judge presiding was committed to the custody of the sheriff of Dutchess county, wherein the hearing was pending its determination. In the Dutchess county jail he was kept from May until September, except as he was being around the country at frequent intervals on the strength of other court orders. He lived luxuriously, and had a whole corridor of the jail for himself.

"Then another writ of habeas corpus was granted, and the hearing was set in Westchester county. Then Thaw was moved from the Dutchess county jail to the Westchester county jail. Finally this writ was dismissed, as had been the previous one, and he was returned to Matteawan in October.

Example Perilous.

"The example of his trial was doubly perilous. First, because the intense of insanity receives its greatest elaboration in cases where rich men are caught red-handed, and where no other possible defense exists; and second, because in many men sufficiently strong and even balanced for self-control, but so needing to curb a violent temper or strengthen a weak and yielding disposition as to stand near the brink of insanity, the acquittal and the fact that a man would subvert their force passions and strengthen their weak wills, are neutralized by the prospect of avoiding punishment as well as by exhibitions of lawless sentimentality, which seek to glorify crime, especially when a prostitute's favor, or the loss of it, is the incentive for the crime.

"Insanity to-day is usually the man with a homicidal habit can produce experts, apparently respectable, who will swear that at the time of the commission of the crime he was insane by reason of a brain storm, but is sane at the time of trial, has brought such expert testimony into mortified contempt, and the administration of criminal law into deserved distrust. The only thing to do with such a criminal is to keep him under lock

Item Welcomed By Many Men

This recipe can be filled at home, so that no one need know of another's troubles, as the ingredients can be obtained separately at any well stocked drug store. They are in regular use and mental infirmities are constantly being filled with them.

This will prove a welcome bit of information for all those who are overworked, gloomy, despondent, nervous and have trembling limbs, heart palpitation, dizziness, cold extremities, insomnia, fear without cause, timidity in venturing, and general inability to act naturally and rationally as others do, because the treatment is taken without any one's knowledge.

Overworked office men and the many victims of society's late hours and dissipation will, it is said, find the restorative they are in need of.

If the reader decides to try it, get three ounces of ordinary syrup sarsaparilla compound and one ounce compound fluid balmwort; mix, and let stand two hours; then get one ounce compound essence cardiol and one ounce tincture cadomene; mix all together, shake well and take a teaspoonful after each meal and one when retiring.

A certain well-known medical expert asserts that thousands of men and many women are suffering all because of dormant circulation of the blood and consequent impairment of the nervous force, which begets the most dreadful symptoms and untold misery.

Georgia's Lease System.

Dr. McKelway declared that the Georgia lease system was a product of the reconstruction period. He outlined the history of the system from its inception, and gloried in the fact that April 1st next would mark its close. He said that the system provoked a scramble after money, and that it led to accusations of favoritism and graft. To Georgia newspapers Dr. McKelway ascribed the glory of reformation. He stated that the system had become the refuge of incompetents who were allies of the political ring.

"The obligations of the revelations of cruelty and graft caused the whole State to become aroused," said he, "and mass-meetings were held all over the State, led by Governor Hoke Smith, advocating the abolition of the system. The result has been shown, and Georgia now stands in the administration of its criminal laws hand and glove with her sisters."

Devoted to the discussions of the Prison Physicians' Association, the American Prison Association was featured yesterday morning by addresses of singular importance. Especially interesting were the papers by Dr. Charles V. Carrington, surgeon of the Virginia State Penitentiary, and by Dr. Julian W. Sloan, of Richmond.

The former spoke on the "Sterilization of Habitual Criminals," while Dr. Sloan devoted his remarks to a general discussion of methods of cure for tuberculosis on colored prisoners. Judge DeLoach, of Washington, made impromptu remarks on the juvenile court system, and emphasized the importance of physicians being called to examine the physical condition of youthful prisoners.

President H. C. Sharp, of Jeffersonville, Ind., was absent, as was also Dr. P. W. D. Butler, of Columbia, S. C., who was to have spoken on "Tuberculosis in State Prisons."

The meeting of the physicians was followed by an executive session, in which the following officers were chosen: Dr. Daniel Phelan, surgeon of

the Dominion penitentiary, Kingston, Canada, president; Dr. Charles V. Carrington, of Richmond, first vice-president; Dr. Theodore Cook, Jr., of Baltimore, second vice-president; and Dr. O. J. Bennett, of Allegheny, Pa., secretary. The sessions of the Physicians' Association closed with the election of officers.

Dr. Carrington Spoke.

Dr. Carrington said in part: "This is a question which should command the closest attention and the most careful and painstaking investigation of all criminologists. We are living in an age of reformation and advancement in our ideas and modes of treatment of criminals. With few exceptions, every State in the Union and every civilized country has in recent years given time, money and prayerful attention to the immense problem of how to humanely punish and at the same time reform the criminal classes."

"Every sensible man knows that crime and criminals are necessary adjuncts to civilized life, and of late years reformation of the criminal classes and measures for the prevention of crime have taken rank in our dealings with the unfortunate who fill our prisons."

Prevention of Crime.

"Prevention of crime is the motto of our juvenile courts, reformatories, probation officers and societies for the aid of the discharged convict."

"After ten years of investigation as prison surgeon, I am unreservedly of the opinion that sterilization of our habitual criminals is a proper measure, and I believe that if habitually enforced it will lessen their number. The punitive side of our dealings with criminals is always to the front. Punish him is the first proposition. Lock him up. There are our Christianizing reformatory measures, splendid in their way, but for the habitual criminal there must be some powerful deterrent remedy, and sterilization is undoubtedly that remedy."

Second Term Man.

"When I say sterilize the habitual criminal, I know that an understanding of the term is necessary before my remedy would be a just one to enforce. The inextinguishable fire brand, as well as those guilty of arson, assault, train-wrecking and murder, should be treated as habituals."

"All of us know that in many instances the criminal inherits his instincts. The history of forty years' experience will tell you that large percentage of prison inmates are hereditary criminals. Now, if the grandfather had been sterilized, what a lot of crime and suffering would have been prevented. In our criminal age we should stop this hideous reproduction of criminals and sterilize the grandson for the good it will do in the coming years."

"Certain families in Virginia have been regularly represented on our prison rolls for the past fifty years, and will go on unless the breed is stopped. I have sterilized two prisoners in my connection with the State Penitentiary, and in each case it proved a proper and healthy measure as the removal of an appendix."

Dr. Sloan on City Jail.

In his paper, "Tuberculosis and the Colored Convict," Dr. Julian W. Sloan, of Richmond, showed a thorough knowledge of a subject of absorbing interest, especially to the medical treatment of prisoners in Southern penal institutions.

"Tuberculosis and the colored convict have forced themselves before us in so many horrible and expressive ways that we always have had to enter immediately the field of discussion which will lead us on toward its elimination," said Dr. Sloan.

"In order that we may open this discussion we must determine the State's attitude toward the colored convict. First, making of her convicts good citizens; second, preventing the healthy convict from becoming tuberculous, and third, helping those already tuberculous toward the goal of health."

A Flaming Torch.

"Tuberculosis of the colored convict is a flaming torch likely to be carried into the homes of any of us, and there light the fires of contagion. Reformation and education are the two factors which may eliminate the colored convict and tuberculosis. To imprison men in jails where the laws of hygiene and sanitation are disregarded is criminal. Yet such conditions exist in Virginia jails."

"I have not had the opportunity of first-hand examination as to the conditions of jails, except in one instance—the Richmond city jail."

"Just where all the fault lies as to the horrible conditions I have found existing there I have not determined. This I do know, that the miserably filthy, unhygienic conditions I witnessed there, connected with the breeding of crime and disease, were enough to make of almost any negro not only a hardened criminal, but an easy victim of tuberculosis."

"And these conditions prevailed here in the capital city of the State, and in a modern building, so erected and modeled that every law of hygiene and sanitation could be easily carried out."

"It is the unanimous and universally agreed opinion of those making special study of the jail systems of this country that they, with few exceptions, lack nearly all the essentials necessary to healthful living. If the prisoner could be taken from the jail, he would die, it is for you and me to see that he gets it."

"The danger of propagating the disease from germs developed in miserable jails and prisons is serious, and society is sure to be visited sooner or later upon society itself. This reminds us of the unnecessary expense of tuberculosis."

"The estimated death rate from tuberculosis in the United States is 14.1 in 100,000, and it is determined that of those now living with the disease, at least 5,000,000 will die. The cost is more than \$1,000,000,000, and two-fifths of this expense is borne by those other than tuberculosis."

Virginia's Advance.

"I believe Virginia has advanced with other States. The indeterminate system holds much for the future of the convict. Another step in the suppression of disease is the convict road force, which takes the convict out of a class of prisoners who formerly served their time in idleness."

"I venture to say that few places, whether prisons or private dwellings, are kept more rigidly clean and sanitary than the cells of the Virginia penitentiary. We are trying to put in operation methods known, whereby tuberculosis may be prevented and cured."

Dr. Theodore Cook Jr., of Baltimore, Md., spoke on "The Position a Physician Should Occupy in the Trial, Conviction and Care of Criminals." He spoke from an experience of seventeen years.

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